

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

JOE THOMAS VALLEJO #193724

CASE NO. 5:21-CV-00147 SEC P

VERSUS

JUDGE EDWARDS, JR.

JULLIAN WHITTINGTON, ET AL.

MAGISTRATE JUDGE HORNSBY

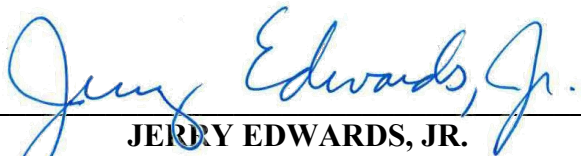
J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein (Doc. 32), and after a de novo review of the record, and noting the lack of written objections filed by Plaintiff and determining that the findings are correct under the applicable law;

IT IS ORDERED that Plaintiff's civil rights claims seeking monetary damages for his allegedly unconstitutional conviction and sentence be **DISMISSED WITH PREJUDICE** as frivolous under 28 U.S.C. § 1915(e) until such time as the Heck conditions are met.

IT IS FURTHER ORDERED that Plaintiff's civil rights claims regarding his detention at the Bossier City Jail and the administrative remedy process at the Bossier Maximum Security Facility be **DISMISSED WITH PREJUDICE** as frivolous and for failure to state a claim upon which relief may be granted pursuant to 28 U.S.C. § 1915(e)(2)(B)(i) and (ii) and his claims regarding his detention at the Bossier Maximum Security Facility be **DISMISSED WITHOUT PREJUDICE** for failure to exhaust administrative remedies pursuant to 42 U.S.C. § 1997e(a).

THUS DONE AND SIGNED in Alexandria, Louisiana, on this 4th day of March 2024.



JERRY EDWARDS, JR.
UNITED STATES DISTRICT JUDGE